

PTO/SB/21 (08-00)

Approved for use through 10/31/2002. OMB 0651-0031
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**TRANSMITTAL
FORM**

(to be used for all correspondence after initial filing)

Application Number	10/068,551
Filing Date	02/05/2002
First Named Inventor	Jeffrey E. Thomas
Group Art Unit	1616
Examiner Name	Not Yet Assigned
Attorney Docket Number	26998.2

Total Number of Pages in This Submission

RECEIVED
JUL 12 2002
TECH CENTER 1600**ENCLOSURES (check all that apply)**

- | | | |
|---|---|---|
| <input type="checkbox"/> Fee Transmittal Form
<input type="checkbox"/> Fee Attached
<input type="checkbox"/> Amendment / Reply
<input type="checkbox"/> After Final
<input type="checkbox"/> Affidavits/declaration(s)
<input type="checkbox"/> Extension of Time Request
<input type="checkbox"/> Express Abandonment Request
<input checked="" type="checkbox"/> Information Disclosure Statement
<input type="checkbox"/> Certified Copy of Priority Document(s)
<input type="checkbox"/> Response to Missing Parts/ Incomplete Application
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Assignment Papers (for an Application)
<input type="checkbox"/> Drawing(s)
<input type="checkbox"/> Licensing-related Papers
<input type="checkbox"/> Petition
<input type="checkbox"/> Petition to Convert to a Provisional Application
<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address
<input type="checkbox"/> Terminal Disclaimer
<input type="checkbox"/> Request for Refund
<input type="checkbox"/> CD, Number of CD(s) _____ | <input type="checkbox"/> After Allowance Communication to Group
<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Status Letter
<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): |
|---|---|---|

Remarks

RETURN RECEIPT POSTCARD

COPY OF PAPERS
ORIGINALLY FILED**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**Firm
or
Individual nameSteven M. Auvil
BENESCH, FRIEDLANDER, COPLAN & ARONOFF LLP

Signature

Date

07/03/2002

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231 on this date:

July 3, 2002

Typed or printed name

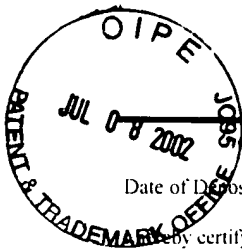
Nancy L. Wasikowski

Signature

Date

07/03/2002

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.



CERTIFICATE OF MAILING

RECEIVED

JUL 12 2002

TECH CENTER 1600/2900

Date of Deposit: July 3, 2002

I hereby certify that this **INFORMATION DISCLOSURE STATEMENT** and **PTO-1449 FORM** and associated papers and fees are being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope on the date indicated above and is addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231

Nancy L. Wasikowski

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE PATENT APPLICATION OF : Jeffrey E. Thomas

FOR : **NITRIC OXIDE DONOR
COMPOSITIONS, METHODS,
APPARATUS, AND KITS FOR
PREVENTING OR ALLEVIATING
VASOCONSTRICTION OR
VASOSPASM IN A MAMMAL**

SERIAL NO. : 10/068,551

FILED : February 5, 2002

EXAMINER : Not Yet Assigned

ATTORNEY DOCKET NO. : 26998.2

**COPY OF PAPERS
ORIGINALLY FILED**

Cleveland, Ohio 44114-2378
July 3, 2002

INFORMATION DISCLOSURE STATEMENT

Assistant Commissioner for Patents
Washington, D. C. 20231

Dear Sir:

1. This Information Disclosure Statement is filed in accordance with 36 C.F.R. §§§ 1.56, 1.97 and 1.98. The items listed on the enclosed Form PTO-1449 may be deemed to be pertinent to the above-identified application and are made of record to assist the Patent and Trademark Office in its examination of this application. The Examiner is respectfully requested to fully consider the items and to independently ascertain their teaching.

2. Pursuant to 37 C.F.R. § 1.97(g), the filing of this Information Disclosure Statement shall not be construed as a representation that a search has been made.

3. Pursuant to 37 C.F.R. § 1.97(h), the filing of this Information Disclosure Statement shall not be construed as an admission that the information cited in this Statement is, or is considered to be, material to patentability as defined in 37 C.F.R. § 1.56(b).

4. Regarding each listed document that is not in the English language, an English-language translation accompanies this Statement as indicated on the attached PTO-1449 or a concise explanation of the relevance of the document is set forth in the following document(s):

☐ Copy of each English language version of a search report by a foreign patent office in a counterpart foreign application, indicating the degree of relevance found by the foreign office of each document being submitted from the search report.

☐ Attached abstract for Non-English Language Documents.

5. Pursuant to 37 C.F.R. § 1.97(b) this Statement is being filed:

☐ within 3 months of the filing date of a national application; or

☐ within 3 months of the date of the entry of the national stage as set forth in 37 CFR § 1.491 in an international application; or

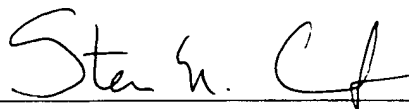
☒ before the mailing date of a first Office Action on the merits.

The Commissioner is hereby authorized to charge any fees required for consideration of this Information Disclosure Statement, or credit any overpayment to Deposit Account No. **02-2051**, identifying our Docket No. **26998-2**.

Respectfully submitted,

**BENESCH, FRIEDLANDER,
COPLAN & ARONOFF LLP**

DATED: July 3, 2002

A handwritten signature in dark ink, appearing to read "Steven M. Auvil", written over a horizontal line.

Steven M. Auvil
Reg. No. 40,492

2300 BP Tower
200 Public Square
Cleveland, OH 44114-2378
Telephone: 1.216.363.4686
Facsimile: 1.216.363.4588
E-mail: sauvil@bfca.com